

*These notes relate to the Sexual Offences (Scotland) Act  
2009 (asp 9) which received Royal Assent on 14 July 2009*

# **SEXUAL OFFENCES (SCOTLAND) ACT 2009**

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## **EXPLANATORY NOTES**

### **COMMENTARY ON SECTIONS**

#### **Part 4 – Children**

##### **Older Children**

##### ***Section 31 – Causing an older child to participate in a sexual activity***

85. This section creates the offence of “causing an older child to participate in a sexual activity”. Subsection (1) provides that the offence may be committed only by a person aged 16 or over. Further, it provides that the offence is committed only where the perpetrator intentionally causes an older child to participate in a sexual activity.